

NORA M. DUNCAN MELLOTT, one of the Plaintiffs, a witness of lawful age, after first being duly sworn, deposes and says:

Questions by Mr. Sheffield:

Q. State your name and residence.

A. Nora M. Duncan Mellott, I live at Lantz, Maryland.

Questions by Mr. Shoemaker:

Q. Do you know the parties to this cause?

A. Yes.

Q. Do you know the real estate in question?

A. Yes.

Q. Who was Joseph W. Duncan and when did he die?

A. Joseph W. Duncan was my father and he died on December 18, 1944.

Q. Did he leave a Last Will and Testament?

A. No.

Q. I show you three paper writings filed as Exhibit 1, Exhibit 2 and Exhibit 3 and ask you if this is the property which was owned by Joseph W. Duncan at the time of his death?

A. Yes.

Q. Where is this property located?

A. In Hauvers Election Districk, Frederick County, Maryland.

Q. Who are the heirs of Joseph W. Duncan.

A. When he died his heirs were his wife, Olivia Virginia Duncan; a daughter, Nora M. Duncan Mellott divorced who lives at Lantz, Maryland; a son, John Wesley Duncan, whose wife is Mary Bertha Duncan, they live at 545 Pennsylvania Avenue, York, Pennsylvania; a daughter, Viola Ridenour, whose husband is Lester Ridenour, they live at 1401 North Potomac Street, Hagerstown, Maryland; a daughter, Mary Ellen Bowman, whose husband is Wilbur Bowman, they live at 139 Westfield Avenue, Waynesboro, Pennsylvania; a daughter, Naomi G. Palmer, whose husband is Aldine Palmer, they live at 1004 Salem Avenue, Hagerstown, Maryland; a daughter Ruth Adell Wallard, whose husband is Leo Wallard, and they live at Route 1, Thurmont, Maryland; a daughter, Hazel Irene Shaffer, whose husband is Paul Shaffer, and they live at Thurmont, Maryland; a son, Charles William Duncan, whose wife is Beulah Duncan and Beulah Duncan now lives near Myersville, Maryland.